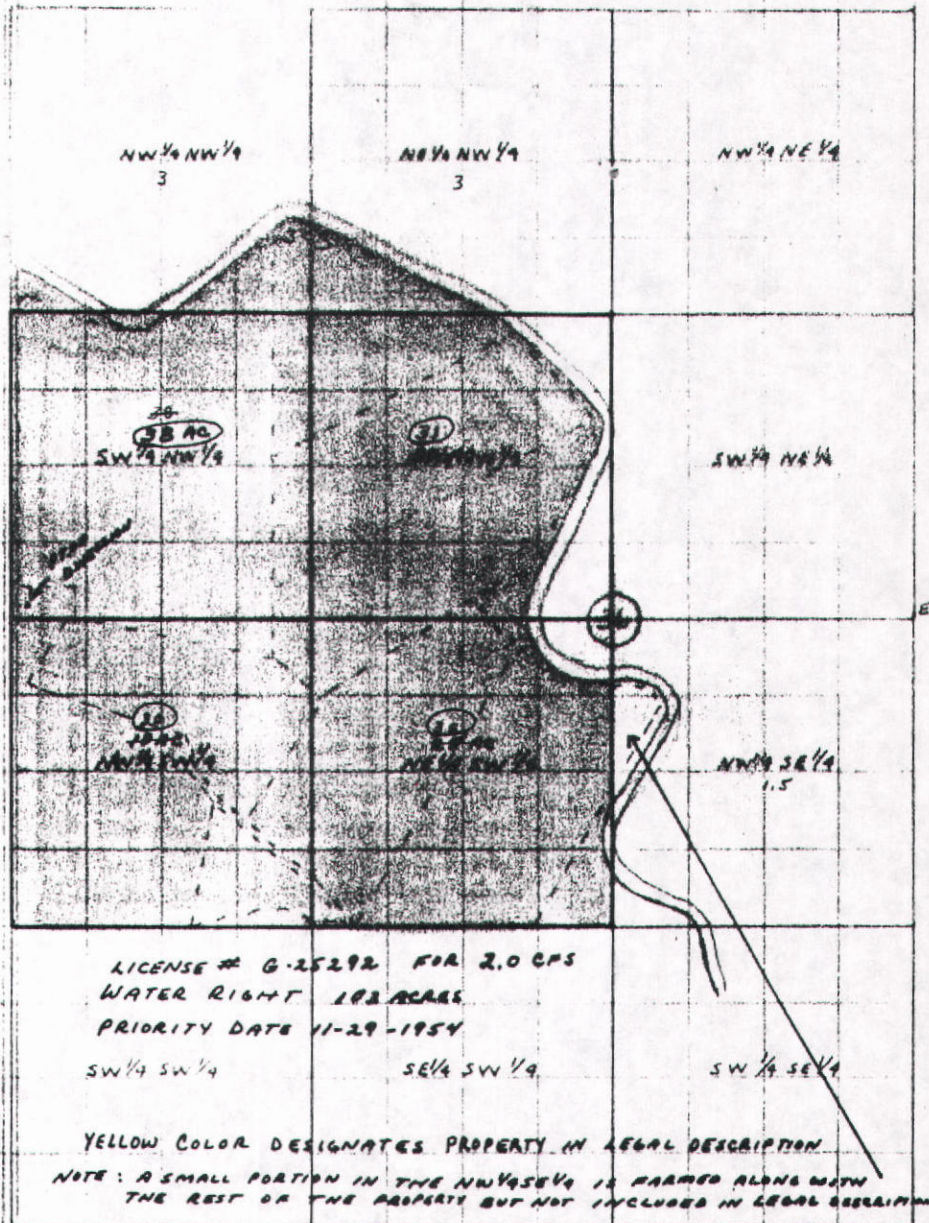


Appraiser's Initials _____

PLAT OF FARM

No. _____

Use Standard Legend. Indicate roads and show direction and distance to nearest town. Indicate points of compass—show scale of map. Designate section numbers at section centers. If more than one source of irrigation supply, indicate area served by each.



NOT PREVIOUSLY LICENSED

PICTURE # 1
LOCATION

CEMENT DITCH

10" LINE

8" LINE

FOUND THIS
QQ.

20 ADDITIONAL
ACRES

35 TOTAL ACRES IRR.

FOUND THIS
QQ.

10 ADDITIONAL
ACRES

30 TOTAL ACRES IRR.

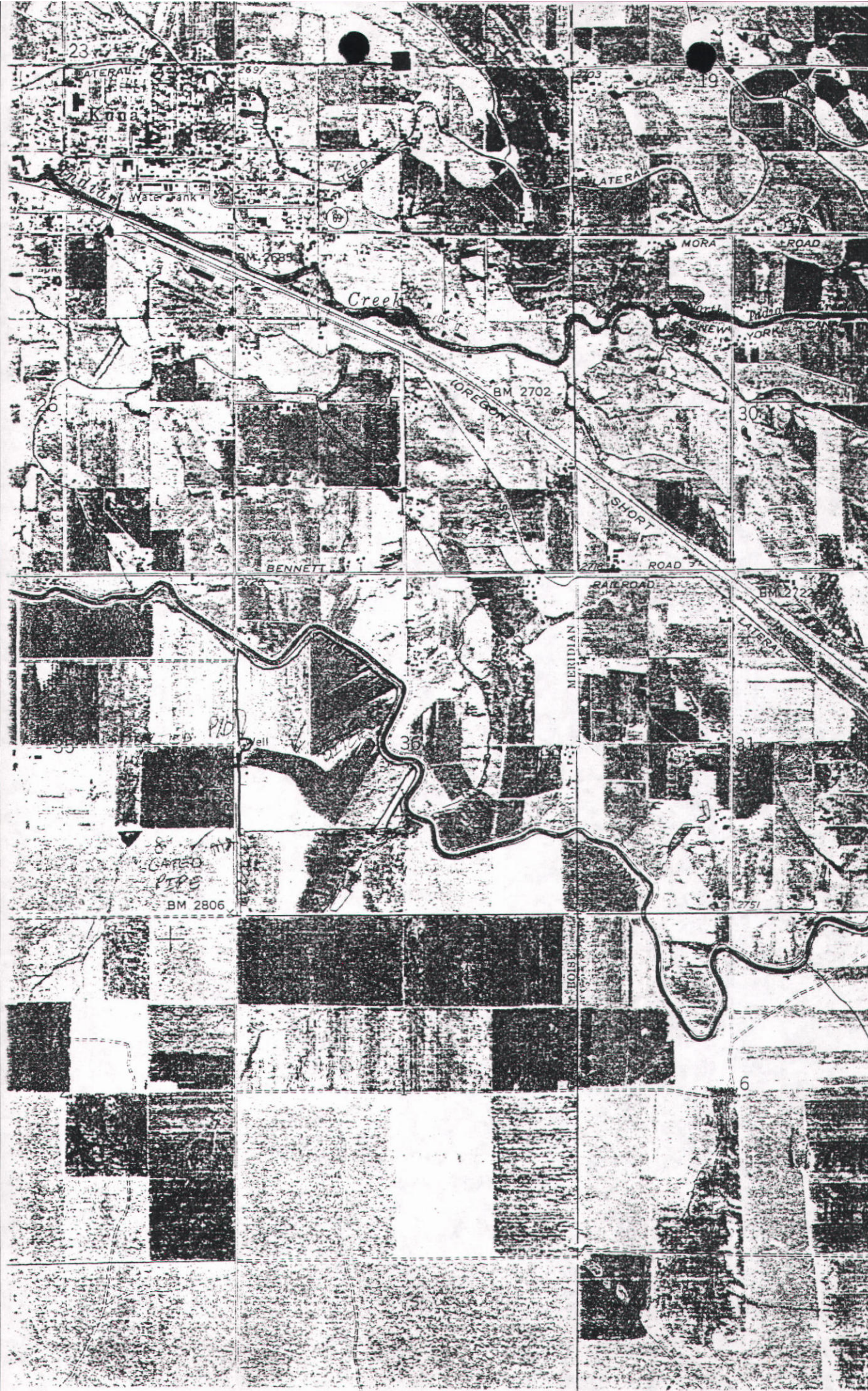
PICTURE # 2 & 3
LOCATION

MICROFILMED

JUN 04 1990

C12

NOT TO SCALE



4816

4815

4814

660 000
FEET

4813

T. 2 N.

4812

27' 30"

T. 1 N.

4811

FILMED

4 1990

4810

T2
T11



Idaho Department of Water Resources

63-10228

T02N R01W S36



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



IDWR

Prepared by: Sandy Egbert

Date: 4-8-05

1987 NAPP Photography

500 0 500 1000 1500 2000 Feet

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-10228
Date Received: 9/7/1989
Receipt No: W005568
Received By:

AMENDED

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

HENRY VANDER STELT Phone: (208) 922-4634
2452 SWAN FALLS RD
KUNA ID USA 83634

THERESSA VANDER STELT Phone: (208) 922-4634
2452 SWAN FALLS RD
KUNA ID USA 83634

2. Date of Priority: 04/11/1984

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	01W	36	SW NW	ADA	

5. Description of diverting works:

160' DEEP WELL WITH A 60 HP PUMP, CEMENT DITCHES, FLOOD IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.53	166.5

7. Total Quantity Appropriated is:

0.53 C.F.S. and/or 166.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
02N	01W	36	NE	NW		IRRIGATION	3
			NW	NW		IRRIGATION	3
			NE	SW		IRRIGATION	10
			NW	SW		IRRIGATION	20
			SE	NW		IRRIGATION	1
						Section Acres	37
						Total Acres	37

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Claim amended per approved license issued 5/15/90.

The maximum combined rate of diversion under this right & Right 63-3009 shall not exceed 2.0 cfs.

Use of water under this right is subject to control by the watermaster of State Water District No. &DISTRICT.

A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

15. Basis of Claim: License

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10228

Priority: April 11, 1984

Maximum Diversion Rate: 0.53 CFS
Maximum Diversion Volume:¹ 166.5 AF

This is to certify, that HENRY VANDERSTELT
THERESSA VANDERSTELT

2452 SWAN FALLS RD.
KUNA, ID 83634

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 11, 1984; and has submitted Proof of Beneficial Use on April 4, 1989. An examination indicates that the works have a diversion capacity of 2.000 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.53 CFS	166.5 AF

LOCATION OF POINT(S) OF DIVERSION: SWNW , Sec. 36, Township 02N, Range 01W
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	01W	36	NENW 3	NWNW 3	SENW 1	37
			NESW 10	NWSW 20		

Total number of acres irrigated: 37

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

MICROFILMED

JUN 0 - 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10228

CONDITIONS/REMARKS:

6. The maximum combined rate of diversion under this right & Right 63-3009 shall not exceed 2.0 cfs.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 15TH day of MAY, 1990.

Acting for

Norman C. Young
R. Keith Higginson, Director

MICROFILMED

JUN 04 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho,

APPROVED

1. Name of applicant Henry &/or Theresa VanderStelt Phone 922-4634

Post office address Rt. 2, Kuna, ID 83634

2. Source of water supply groundwater which is a tributary of _____

3. Location of point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 36 Township 2N

Range 1W B.M. Ada County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .80 for irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .80 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well with pump, pipeline
into gravity ditch

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____

Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

[illegible]

c. Describe any other water rights used for the same purposes as described above.

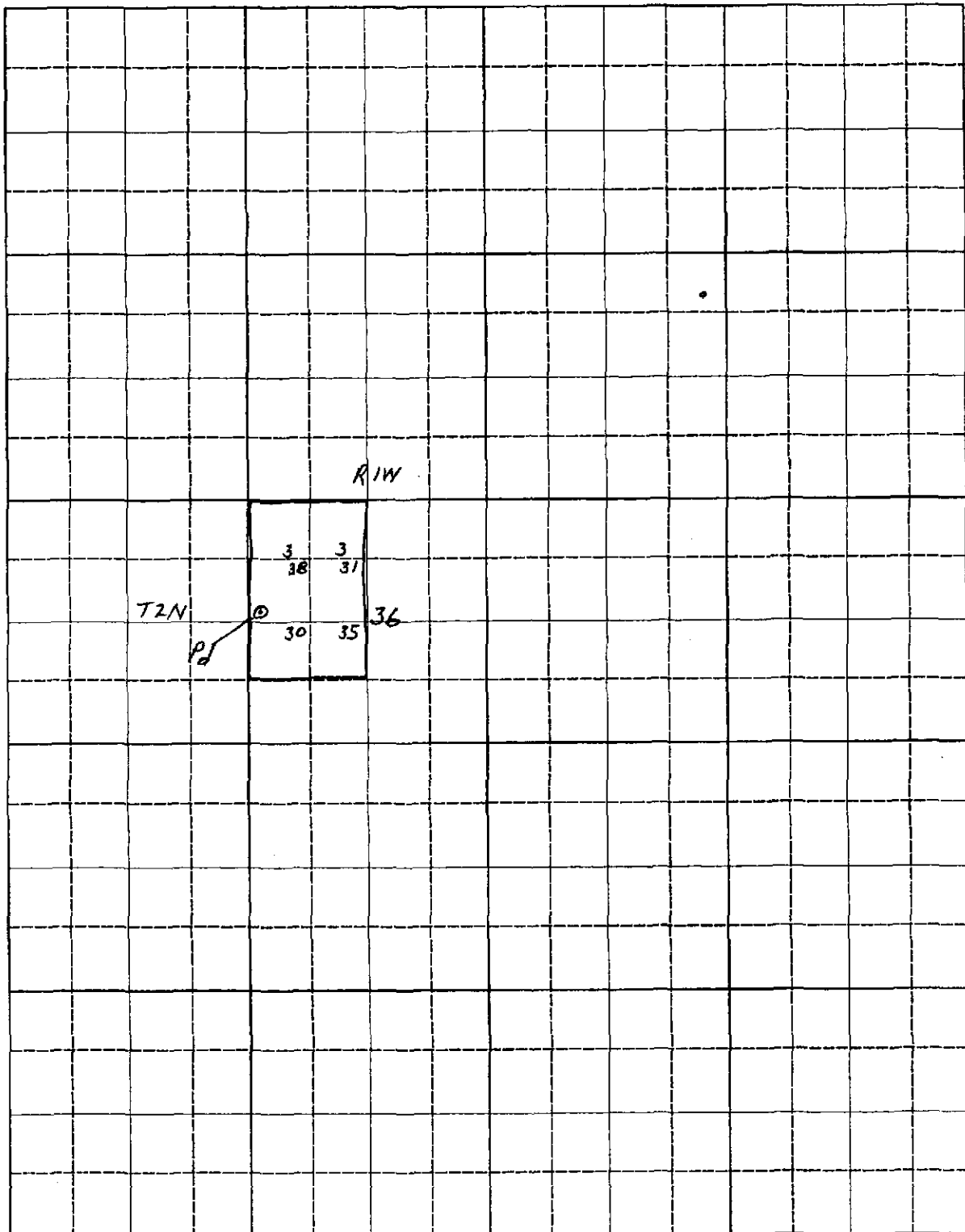
9. a. Who owns the property at the point of diversion
Applicant

b. Who owns the land to be irrigated or place of use
Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Henry Vanderburg
(Applicant)

RECEIVED

Proposed Priority 4/11/84
Received by 665 Date 4/11/84 Time 10:31
Preliminary check by 45.00 Fee \$ 45.00
Received by 665 Date 4/11/84 # 32593
Publication prepared by JP Date 4/19/84
Published in Idaho Statesman
Publication dates 4/26 & 5/3/84
Publication approved 58 Date 5/19/84
Protests filed by: none
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DAS LW

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-10228, and said application is hereby APPROVED

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before

June 1, 1989.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.
An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

Witness my hand this 6 day of June, 1984.

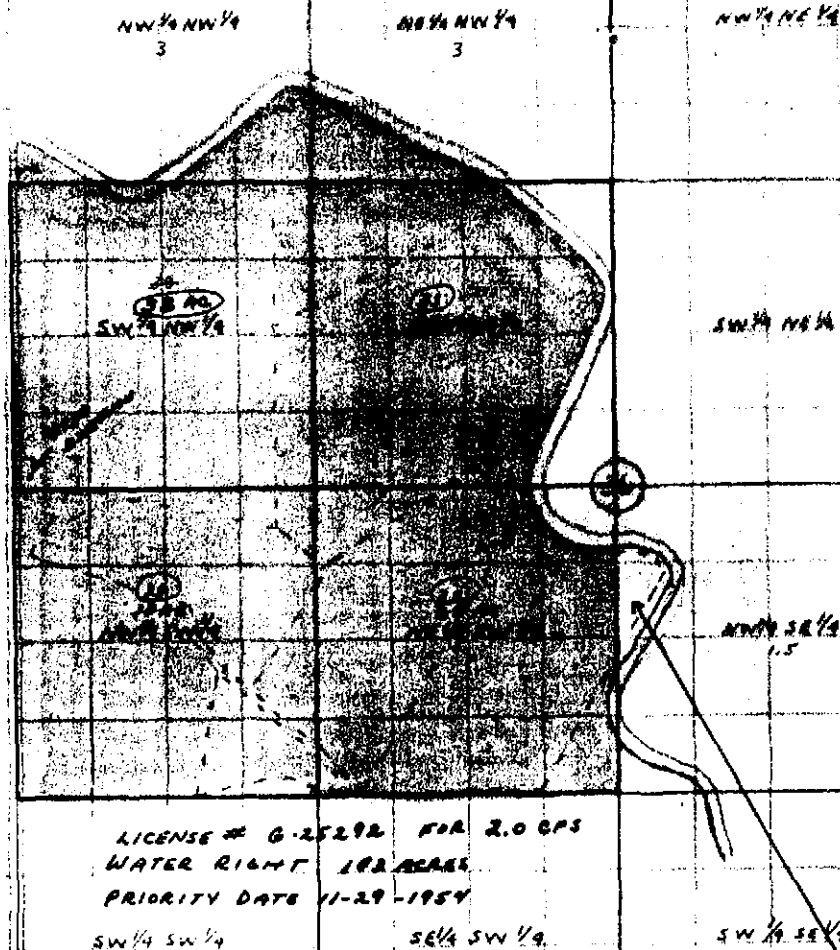
J. Alan Gayton
Chief, Operations Bureau

Appraiser's Initials

PLAT OF FARM

No.

Use Standard Legend. Indicate roads and show direction and distance to nearest town. Indicate points of compass—show scale of map. Designate section numbers at section centers. If more than one source of irrigation supply, indicate area served by each.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 13 1990

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-10228

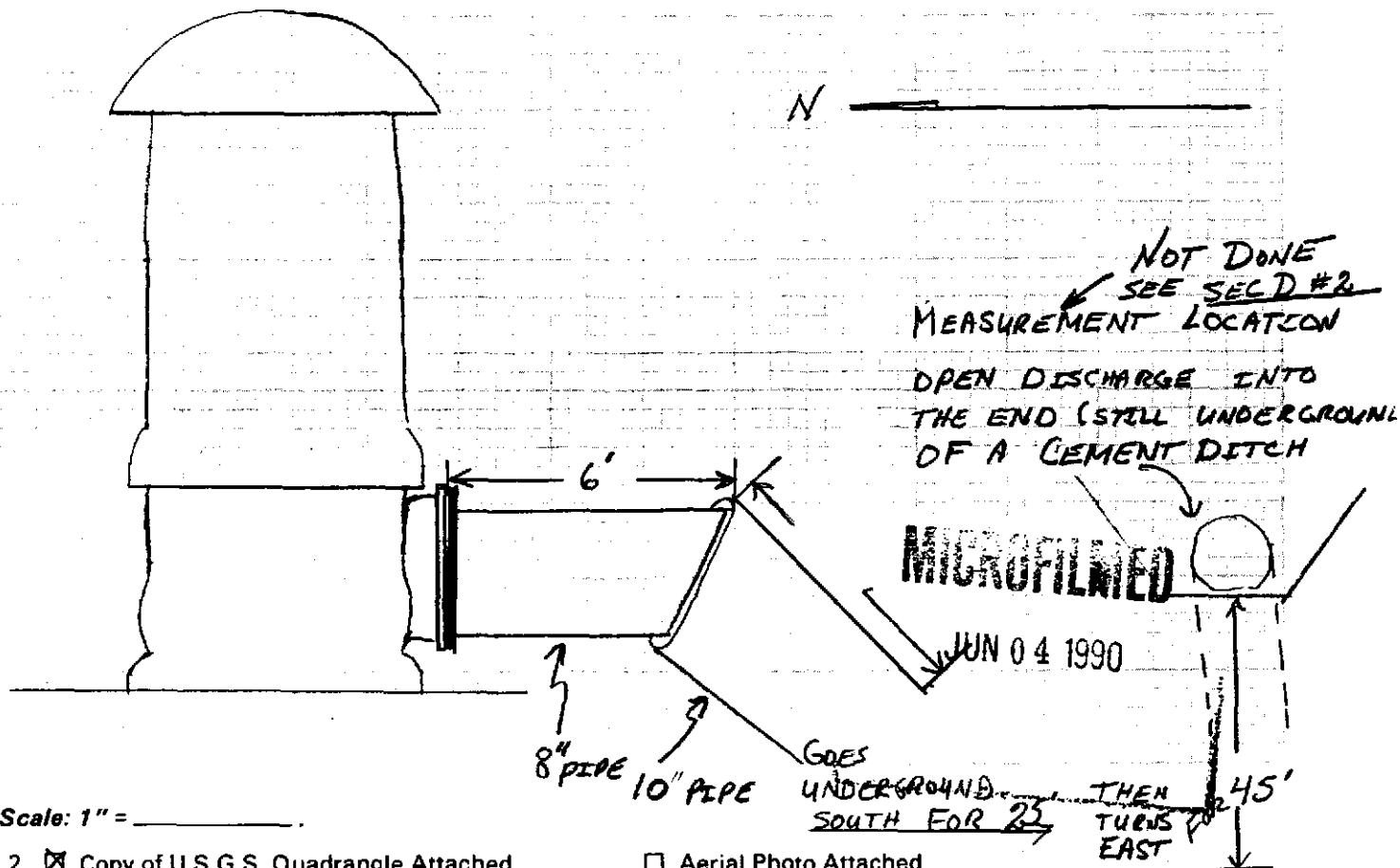
1. Owner: HENRY AND/OR THERESA VANDERSTELT Phone No. _____
Current Address: 2452 SWAN FALLS RD. KUNA, ID 83634
2. Accompanied by: HENRY VANDERSTELT EXAM. DATE: 9-14-89
Address: _____ Phone No. _____
Relationship to Permit Holder: OWNER
3. Source: GROUND WATER tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-3009 ☐ Copies Attached
2. Other water rights with same point of diversion: 63-3009 ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

3. Narrative: Description (As operating at time of measurement, indicate pressure, number of sprinklers, etc.)

THE SYSTEM IS A WELL PUMPING INTO EITHER A CEMENT DITCH OR INTO AN 8" GATED PIPE LINE. FROM THE CEMENT DITCH THE FIELDS ARE IRRIGATED VIA 1" TUBES 110 IN OPERATIONAL AT EXAM TIME. HARD IRRIGATION ALSO OCCURS FROM THIS WELL. OVER LAP WITH 63-3009 WAS FOUND.

☐ See Remarks on page 4 for continuation

Well or Diversion Identification No."	MOTOR MAKE	HP	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO. OR DISCHARGE SIZE		
	UNKNOWN	60	12MH13608 B9748	PERKINS	8"		

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

[illegible]

6. Place(s) of Use:

Indicate Method of Determination *NEKJHL PHOTO*

[illegible]

UNPROFITABLE

0661 7 0 NMF

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

NO MEASUREMENT MADE. THE SYSTEM HAS THE SAME PUMP AND SAME OPERATION AS THE EXAM FOR 63-3009. OWNER AGREED THAT THIS MEASUREMENT WAS SUFFICIENT.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: FROM LICENSE 63-3009
CARRYING CAPACITY = 2.00 CFS
2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
Meter Input HP: (6) x 1.34 = _____ (7)
Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 37 \times 4.5 = 166.5$
 $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.53 \times 245 \times 1.9835 = 257.6$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 166.5$

2. Volume Calculations for Other Uses:

Microfilm

JUN 04 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

PERMIT IS FOR IRRIGATION OF 140 ACRES AND 0.80 CFS

FEES PAID FOR

FOUND PER OVERLAP

AVAILABLE FOR LICENSING

37 ACRES @ 0.0143 CFS = 0.529 CFS

OVER LAP 2.00 CFS / 103 ACRES = 0.0194 (OLD RATE) 63-3009

FOUND 2.00 CFS / 140 ACRES = 0.0143 CFS / Acre (CURRENT RATE)

OLD RATE > CURRENT RATE THEREFORE EXCLUDE ACRES LICENSED UNDER 63-3009

TOTAL 50 ACRES

PERMIT 63-10228 3 3 38 31

FOUND 3 3 38 31

LICENSED ACRES 63-3009 38 30

RECOMMENDATIONS 3 3 1

1. Recommended Amounts

Beneficial Use

IRRIGATION

Period of Use From 3-15 To 11-15

Rate of Diversion 0.53 Q (cfs)

Annual Volume 166.5 V (cfs)

2. Recommended Amendments

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above
- ☒ None
- ☐ Other

J. AUTHENTICATION

Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

10-19-89

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

JUN 04 1990



NOT PREVIOUSLY LICENSED

PICTURE # 1
LOCATION

CEMENT DITCH

10" LINE

8" LINE

FOUND THIS
QQ.

20 ADDITIONAL
ACRES

35 TOTAL ACRES IRR.

FOUND THIS
QQ.

10 ADDITIONAL
ACRES

30 TOTAL ACRES IRR.

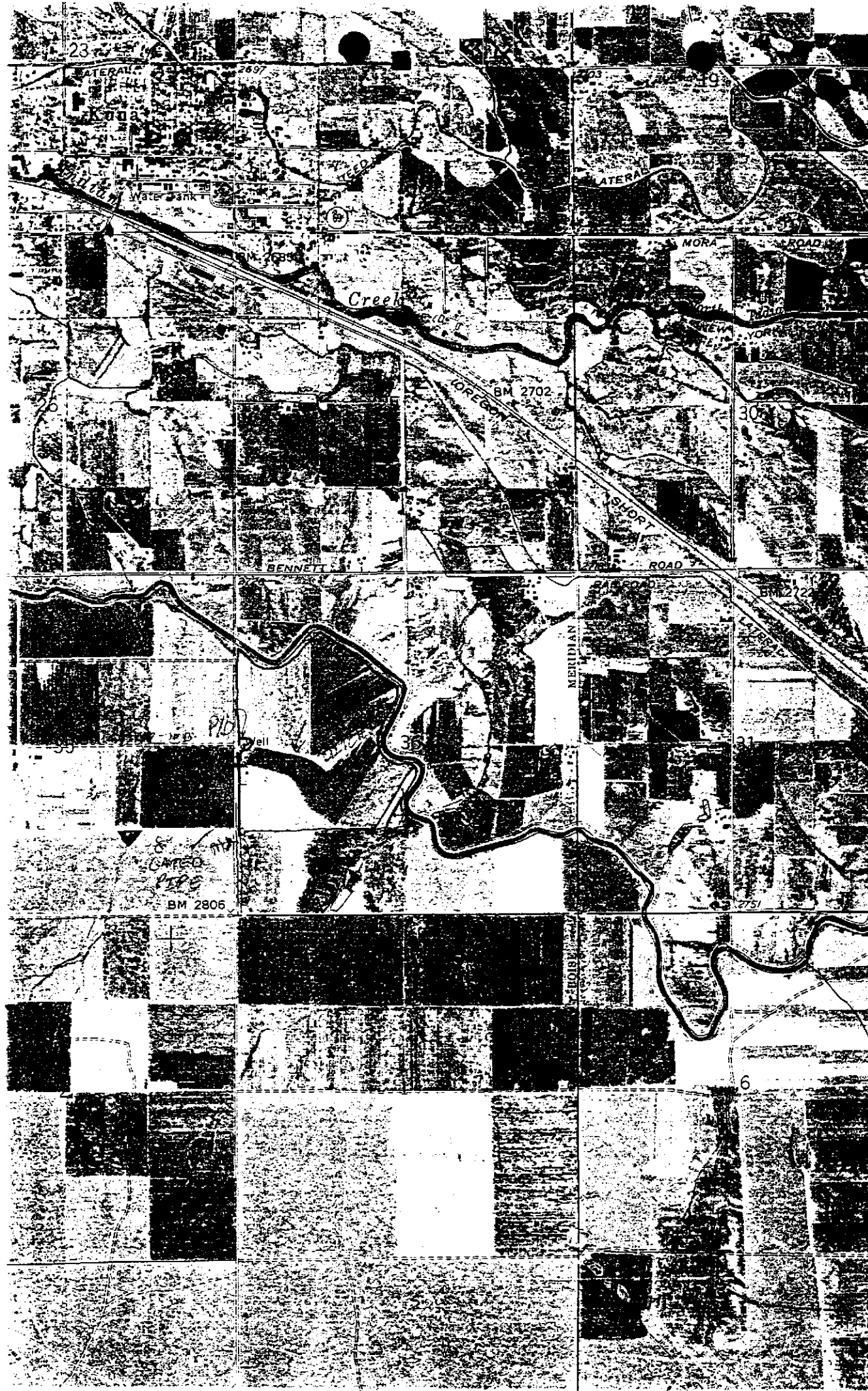
PICTURE # 2 & 3
LOCATION

MICROFILMED

JUN 04 1990

C12

NOT TO SCALE



4816

4815

4814

660 000
FEET

4813

T. 2 N.

4812

27' 30"

T. 1 N.

4811

FILMED

4 1990

4810

T2
T11

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-10228
Date Received: 9/07/1989
Receipt No: W005568
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HENRY VANDERSTELT 208-922-4634
Address: 2452 SWAN FALLS RD.
KUNA, ID 83634

OR

Name: THERESSA VANDERSTELT 208-922-4634
Address: 2452 SWAN FALLS RD.
KUNA, ID 83634

2. Date of Priority: APR 11, 1984

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01W	36	SW	NW			ADA

5. Description of diverting works:
160' DEEP WELL WITH A 60 HP PUMP, CEMENT DITCHES, FLOOD IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	01W	36	NE		NW		IRR	3.0
			NW		NW		IRR	3.0
			SW		NW		IRR	38.0
			SE		NW		IRR	31.0
			NE		SW		IRR	35.0
			NW		SW		IRR	30.0
							Section Acres	140.0
							Total Acres	140.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

CLAIM NO. A63-03009 - SAME WELL, ADDITIONAL WATER.

14. Remarks:

15. Basis of Claim: PERMIT

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Henry Vander Stelt Date: 9-7-89
Date: _____

State of Idaho)
County of ADA) SS.

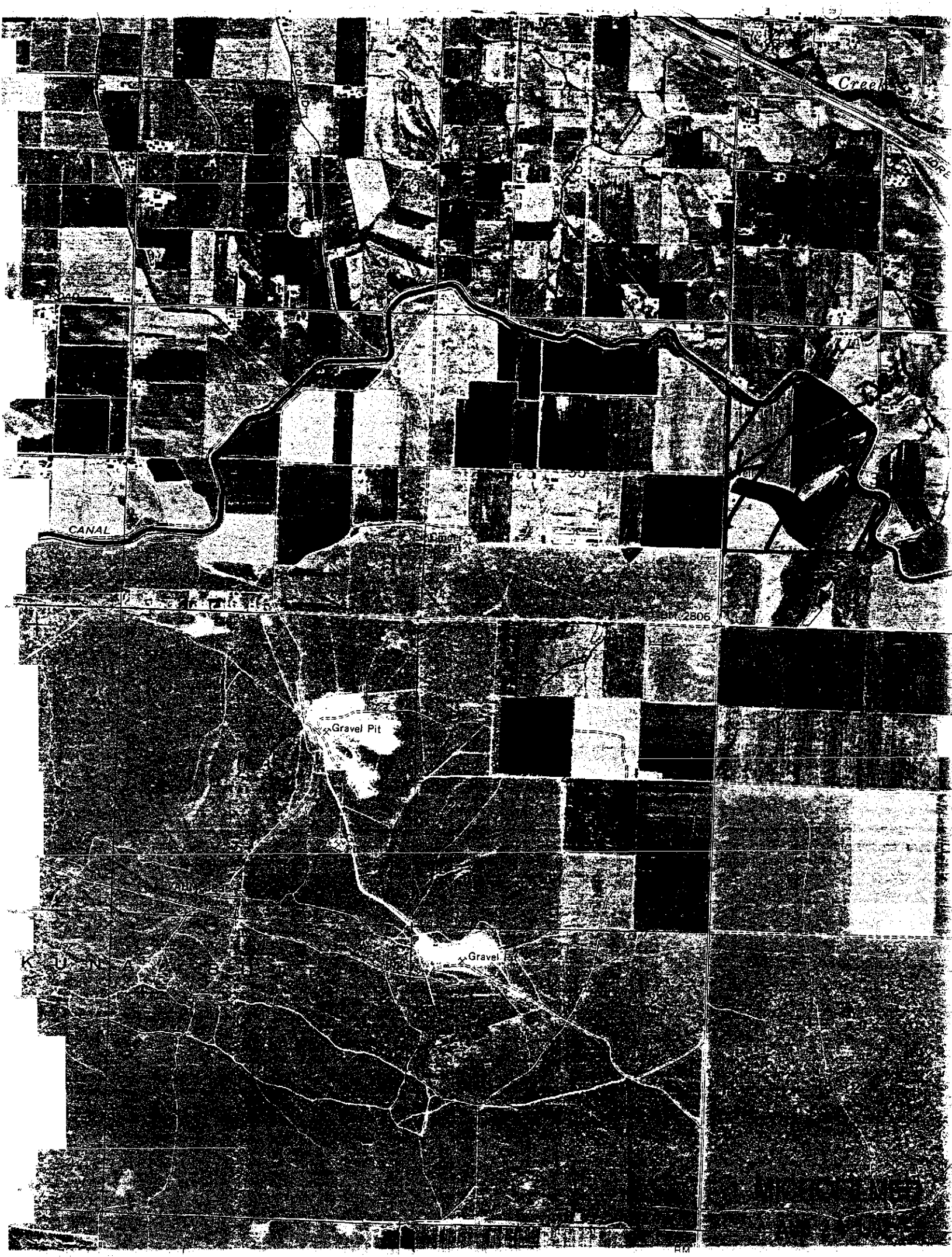
Subscribed and sworn (or affirmed) before me this 7th day

of September 19 89

Jan Shurte
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94



Point(s) of Diversion:	T02N R01W S36	S01W	ADA County
Place of Use Legal Description for:	IRRIGATION		
	NE	SW	SE
	NENE NWNE SENE : NENW NWNW S01W S01W : NENW NWSW S01W S01W : NESE NWSE SENE : SUM		
T R S : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac Lt Ac Lt Ac : Lt Ac			
02N 01W 36 :	03 03 38 31 :	35 30	TOTAL ACRES : 140.0

POU County: ADA

Non-Irrigation Uses: NONE.

Other Rights: CLAIM NO. A63-03009 - SAME WELL, ADDITIONAL WATER.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources): A63-03009

Other Water Rights Listing Overlapping Place(s) of Use: A63-03009

- Conditions of Approval:
- 026 - Permit holder shall commence the excavation or construction of

- diverting works within one year of the date this permit is issued

- and shall proceed diligently until the project is complete.

01C - A flow measurement port or other device as specified by the

- Department shall be installed by the right holder to provide for

- the installation of measuring equipment and the determination of

- the rate of diversion by the Department.

005 - Use of water under this right is subject to control by the

- Watermaster of State Water District No. 63.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 63 Field Inspection Flag: Presumption Flag:

Audit: 09/07/89 SHURTE 03/30/95 POST-STD

AJ5809NP
No. A63-10228

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/09/00
PAGE: 205

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HENRY VANDERSTELT	04/11/1984	IRRIGATION	03-15 11-15	0.800 CFS	
C	THERESSA VANDERSTELT					
	2452 SWAN FALLS RD					
	KUNA ID 83634					
	(208) 922-4634					
				TOTAL DIVERSION:	0.800 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Water Right Number - 63-10228

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - - - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
VANDERSTELT

HENRY

1 - 2452 SWAN FALLS RD.

2 -

3 -

City- KUNA

Phone - 208-000-0000

State- ID Zip- 83634

THERESSA

1 - 2452 SWAN FALLS RD.

2 -

3 -

City- KUNA

Phone - 208-000-0000

State- ID Zip- 83634

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/11/1984 14 WESTERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - Diversion Name - - - - - Diversion Rate - - - - - Diversion No. - - - - +

TwN Rng Sec Tract Lot Rflg County (1) ADA

02N 01W 36 SW NW

+ - - - - Description - - - - - Water Use - - - - - Diversion Rate - - - - - Diversion Volume - - - - +

01 - IRRIGATION

166.50

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - +
0.530 166.50 2,000

+ - - - - Place of Use - - - - - Description - - - - - County - - - - - +

TwN Rng Sec Tract Lot Acres Code

02N 01W 36 NE NW 3.0 01 IRRIGATION (1) ADA

02N 01W 36 NW NW 3.0 01 IRRIGATION (1) ADA

02N 01W 36 SE NW 1.0 01 IRRIGATION (1) ADA

02N 01W 36 NE SW 10.0 01 IRRIGATION (1) ADA

02N 01W 36 NW SW 20.0 01 IRRIGATION (1) ADA

Total Acres: 37.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
The maximum combined rate of diversion under this right & Right
63-3009 shall not exceed 2.0 cfs.

Water right number - 63-10228

Prefix Translation: WATER RIGHT

..... Old Water Right Numbers +

[illegible]

No Old Water Right Numbers found.

Conditions of Approval

R32 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

	+	-	-	-	-	-	-	Decree Plaintiff	-	-	-	Decree Defendant	-	-	-	Decree Date	-	+
--	---	---	---	---	---	---	---	------------------	---	---	---	------------------	---	---	---	-------------	---	---

00/00/00

+ + + + + Comments + + + + +

No Comments Found

+ - - Audit Fields - 08/12/85 05/01/88 CONVERT 05/01/89 CURTIS 12/29/89 GARRETT 02/13/90 REVJ
03/19/90 CURTIS

[illegible]

Field	Value	Field	Value	Field	Value	Field	Value
Proof Due Date	- 06/01/1989	Field Exam Made	- 09/14/1989	Field Exam Fee	- R		
Approved/Denied	- 06/06/1984	Protested Date	- 00/00/0000	Swan Falls	- P		
Proof Made Date	- 04/04/1989	Hearing Date	- 00/00/0000	Temporary Right	- P		
Exam to S.O. Date	- 00/00/0000	Verified Date	- 00/00/0000	DLE/Carey Act	- P		
Order Show Cause	- 00/00/0000	Receipt Number	- 04/11/1984	Water District	- P		
Licensed Date	- 05/10/1990	Appl Received	- 00/00/0000	Transfer/Amended	- P		
Decree Date	- 00/00/0000	Name Connector	-	POU Ownership Flag	- P		
Presumption Flag	-						

05/31/2005

RECEIVED

JUL 07 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-10228

HENRY VANDER STELT
2452 SWAN FALLS RD
KUNA ID 83634
Telephone Number: (208)922-4634

THERESSA VANDER STELT
2452 SWAN FALLS RD
KUNA ID 83634
Telephone Number: (208)922-4634

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

7-2-05

SIGNATURE:

Henry Vander Stelt

Please print your name:

HENRY VANDER STELT

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

1

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.

THIS RIGHT WHEN COMBINED WITH RIGHT NO. 63-3009 SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Idaho Department of Water Resources

63-10228

T02N R01W S36



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



IDWR
Prepared by: Sandy Egbert
Date: 4-8-05
1987 NAPP Photography

500 0 500 1000 1500 2000 Feet

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10228 V1

WATER RIGHT NUMBER: 63-10228 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HENRY VANDER STELT 2452 SWAN FALLS RD KUNA, ID 83634 (208)922-4634
Current Owner	THERESSA VANDER STELT 2452 SWAN FALLS RD KUNA, ID 83634 (208)922-4634

Priority Date: 04/11/1984

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.530 CFS	166.50 AF
	<u>Total Diversion:</u>	0.530 CFS	166.50 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 36, Twp 02N, Rge 01W, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01W	36					3.0	3.0		1.0	10.0	20.0							37.0

Total Acres: 37

Conditions of Approval:

1. 01C A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
4. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-10228 V1

Remarks:

1. Explanatory THIS RIGHT WHEN COMBINED WITH RIGHT NO. 63-3009 SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
2. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. segbert 4/8/2005 POD
Comment: Updated shape

2. segbert 4/8/2005 POU
Comment: Updated Shape

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
POD	2/16/2005 10:12:16 AM	lgagnon			Active
Summary			02/16/2005	lgagnon	Active
POU	2/16/2005 10:42:30 AM	lgagnon			Active
Source	2/16/2005 10:42:31 AM	lgagnon			Active
Use	2/16/2005 10:42:33 AM	lgagnon			Active
Season	2/16/2005 10:42:34 AM	lgagnon			Active
Quantity	2/16/2005 10:42:35 AM	lgagnon			Active
Priority Date	4/8/2005 2:06:06 PM	segbert			Active
POD	4/8/2005 2:06:38 PM	segbert			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10228 V1

Source	4/8/2005 2:10:36 PM	segbert	Active
POU	4/8/2005 2:11:11 PM	segbert	Active
Use	4/8/2005 2:31:58 PM	segbert	Active
Season	4/8/2005 2:32:45 PM	segbert	Active
Quantity	4/8/2005 2:33:34 PM	segbert	Active
Summary	04/08/2005	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	2/16/2005 10:15:24 AM	lgagnon	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
POD	2/16/2005 10:12:17 AM	lgagnon	(Yes) 1. Is the basis of this claim a Decree or License?
POU	2/16/2005 10:42:30 AM	lgagnon	(Yes) 1. Is the basis of this claim a Decree or License?
Source	2/16/2005 10:42:32 AM	lgagnon	(Yes) 1. Is the basis of claim Decree or License?
Use	2/16/2005 10:42:33 AM	lgagnon	(Yes) 1. Is the basis of this claim a Decree or License?
Season	2/16/2005 10:42:34 AM	lgagnon	(Yes) 1. Is the basis of claim Decree or License?
Quantity	2/16/2005 10:42:35 AM	lgagnon	(Yes) 1. Is the basis of this claim a Decree or License?
Priority Date	4/8/2005 2:06:07 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	4/8/2005 2:06:39 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	4/8/2005 2:10:37 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10228 V1

POU	4/8/2005 2:11:11 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	4/8/2005 2:31:58 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	4/8/2005 2:32:45 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	4/8/2005 2:33:34 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - as licensed

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10228 V1

Summary	4/8/2005 2:50:50 PM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-10228

WATER RIGHT NUMBER: 63-10228

Owner Type Name and Address

Current Owner HENRY VANDER STELT ✓
 2452 SWAN FALLS RD
 KUNA, ID 83634
 (208)922-4634

Current Owner THERESSA VANDER STELT ✓
 2452 SWAN FALLS RD
 KUNA, ID 83634
 (208)922-4634

Priority Date: 04/11/1984 ✓

Basis: License ✓

Status: Active ✓

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

From To

03/15 to 11/15 ✓

Diversion Rate

0.530 CFS ✓

Annual Volume

166.50 AF ✓

Total Diversion:

0.530 CFS ✓

166.50 AF ✓

Location of Point(s) of Diversion

GROUND WATER

SW1/4NW1/4 ✓

Sec. 36, Twp 02N, Rge 01W, B.M. ✓

ADA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
02N	01W	36	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	37.0 ✓
							3.0	3.0		1.0	10.0	20.0							

Total Acres: 37

Conditions of Approval:

1. 005 Use of water under this right is subject to control by the watermaster of State Water District No. & DISTRICT.
2. (OTC) A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
3. (R32) This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

E 28 Max combined div rate w/ 63-3009 shall not exceed 2.0 CFS

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid 190.00
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-10228

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address _____
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

OVERLAP REVIEWOther water rights with the same point of diversion: 63-3007

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: _____

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Same PO as 63-3009

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10228

WATER RIGHT NUMBER: 63-10228

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THERESSA VANDER STELT 2452 SWAN FALLS RD KUNA, ID 83634 (208)922-4634
Current Owner	HENRY VANDER STELT 2452 SWAN FALLS RD KUNA, ID 83634 (208)922-4634

Priority Date: 04/11/1984

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.530 CFS	166.50 AF
	<u>Total Diversion:</u>	0.530 CFS	166.50 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 36, Twp 02N, Rge 01W, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01W	36					3.0	3.0		1.0	10.0	20.0							37.0

Total Acres: 37

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

1. General The maximum combined rate of diversion under this right & Right 63-3009 shall not exceed 2.0 cfs.

Comments:

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-10228**

02/16/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
10228	Claim	02N	01W	36	NE	NW		IRRIGATION	3/37	HENRY VANDER STELT
10228	Water Right	02N	01W	36	NE	NW		IRRIGATION	3/37	THERESSA VANDER STELT
11605	Water Right	02N	01W	36	NE	NW		IRRIGATION	7.5/7.5	DANIEL J JENSEN
10228	Claim	02N	01W	36	NW	NW		IRRIGATION	3/37	HENRY VANDER STELT
10228	Water Right	02N	01W	36	NW	NW		IRRIGATION	3/37	THERESSA VANDER STELT
3009	Claim	02N	01W	36	SE	NW		IRRIGATION	30/103	HENRY VANDER STELT SR
10228	Claim	02N	01W	36	SE	NW		IRRIGATION	1/37	HENRY VANDER STELT
3009	Water Right	02N	01W	36	SE	NW		IRRIGATION	30/103	RUSSELL SMITH
10228	Water Right	02N	01W	36	SE	NW		IRRIGATION	1/37	THERESSA VANDER STELT
3009	Claim	02N	01W	36	NE	SW		IRRIGATION	25/103	HENRY VANDER STELT SR
10228	Claim	02N	01W	36	NE	SW		IRRIGATION	10/37	HENRY VANDER STELT
3009	Water Right	02N	01W	36	NE	SW		IRRIGATION	25/103	RUSSELL SMITH
10228	Water Right	02N	01W	36	NE	SW		IRRIGATION	10/37	THERESSA VANDER STELT
3009	Claim	02N	01W	36	NW	SW		IRRIGATION	10/103	HENRY VANDER STELT SR
10228	Claim	02N	01W	36	NW	SW		IRRIGATION	20/37	HENRY VANDER STELT
3009	Water Right	02N	01W	36	NW	SW		IRRIGATION	10/103	RUSSELL SMITH
10228	Water Right	02N	01W	36	NW	SW		IRRIGATION	20/37	THERESSA VANDER STELT

Receipt Details for ID W005568

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/7/1989 9:55:56 AM	9/7/1989	Western	\$240.00	Check
Payer		VANDERSTELT, HENRY		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
4870			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEES

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$240.00	ADJUDICATION CLAIM FEES	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3009		\$50.00	Claim
63	10228		\$190.00	Claim

Print Report